

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

STATE OF LOUISIANA, *et al.*,

Plaintiffs,

v.

JOSEPH R. BIDEN, JR., *et al.*,

Defendants.

Case No. 2:24-cv-00406

Hon. Judge James D. Cain, Jr.

Hon. Magistrate Judge Thomas P. LeBlanc

JOINT MOTION TO STAY

In accordance with the Court’s November 19, 2024 order, *see* ECF No. 82, the parties submit this joint motion to stay the district court proceedings. The parties agree that staying these proceedings will preserve party and judicial resources because this case will likely become moot. The parties have filed a similar joint motion with the Fifth Circuit to hold the appeal in abeyance.

The Court’s power to stay litigation is “incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants.” *Landis v. North Am. Co.*, 299 U.S. 248, 254 (1936). When considering a motion to stay, courts consider three factors: (1) potential prejudice to any party; (2) hardship and inequity if the action is not stayed; and (3) preservation of judicial resources. *See, e.g., Kerr Mach. Co. v. Vulcan Indus. Holdings, LLC*, No. 6-20-CV-00200-ADA, 2021 WL 1298932, at *1 (W.D. Tex. Apr. 7, 2021). Here, staying this litigation will not prejudice any party. The parties agree a stay is appropriate and will result in no prejudice because (a) the parties’ resources will be preserved by a stay, and (b) the preliminary injunction, which will remain in effect, preserves the status quo. *See* ECF No. 73 (enjoining and restraining Defendants from “halting and/or pausing the approval process for pending and future applications for LNG exports of liquified natural gas to non-FTA countries”). A stay will

also preserve the Court's resources. If it grants a stay, the Court will likely avoid adjudicating administrative record and summary judgment disputes that will likely become moot in a matter of months.

If the Court grants the parties' requested stay, the parties will submit a joint status report no later than April 1, 2025, where the parties will either inform the Court that the matter is moot or that they need to recommence this litigation.

For the foregoing reasons, the parties respectfully request that the Court stay these proceedings until April 1, 2025.

Dated: December 20, 2024

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